

ELIGIBILITY

Table 403. – Disqualification for Discharge for Gross Misconduct
(See Table 402 for Misconduct)

Benefits postponed for <u>2/</u>				
State	Fixed number of weeks <u>2/</u> (5 States)	Variable number of weeks <u>2/</u> (4 States)	Duration of unemployment (16 States)	Benefits reduced or canceled (20 States)
AL	*****	*****	+ 10 x wba <u>2/</u>	Wages earned from ER involved canceled.
AR	*****	*****	+ 10 wks. of work in ea. of which wba is earned	*****
CO	26	*****	*****	Equal
DC	*****	*****	+ 10 wks. of work and wages = to 10 x wba	*****
FL	*****	Up to 52	+ 17 x wba	*****
GA	*****	*****	<u>3/</u>	*****
IL	*****	*****	*****	Wages earned from any ER canceled. <u>4/</u>
IN	*****	*****	*****	All prior wage credits canceled. <u>4/</u>
IA	*****	*****	*****	All prior wage credits canceled.
KS	*****	*****	+ 8 x wba	All prior wage credits canceled.
KY	*****	*****	X	*****
LA	*****	*****	+ 10 x wba <u>2/</u>	Wages earned from ER involved canceled. <u>2/</u>
ME	*****	*****	Greater of \$600 or 8 x wba	*****
MD	*****	*****	+ 20 x wba	*****
MI	*****	*****	Lesser of 7 x wba or 40 x State min. hour wage x <u>7.6/</u>	Equal in current or succeeding BY.
MN	*****	*****	+ 12 x wba	Wages earned from ER involved canceled.
MO	*****	WF + 4-16 <u>2/5/</u>	*****	Optional <u>5/</u>
MT	12 months	*****	*****	Equal
NE	*****	*****	*****	All prior wage credits canceled.
NV	*****	*****	*****	Benefit rights based on any work involved canceled. <u>3/</u>
NH	*****	WF + 4-26 <u>3/</u>	*****	All prior wage credits canceled.

(Table continued on next page)

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Table 403. – Disqualification for Discharge for Gross Misconduct (Continued) (See Table 402 for Misconduct)				
	Benefits postponed for <u>2/</u>			
State	Fixed number of weeks <u>2/</u> (5 States)	Variable number of weeks <u>2/</u> (4 States)	Duration of unemployment (16 States)	Benefits reduced or canceled (20 States)
NJ	*****	*****	+ 4 wks. of covered work and wages = to 6 x wba	Wages earned from ER involved canceled.
NY	12 months <u>2/</u>	*****	*****	*****
ND	One year	*****	*****	*****
OH	*****	*****	*****	Benefit rights based on any work involved canceled. <u>2/</u>
OR	*****	*****	*****	All prior wage credit canceled.
SC	*****	WF + 5-26	*****	Optional equal
UT	W + 51	*****	+ 6 x wba	All prior wage credits canceled
VT	*****	*****	+ in excess of 6 x wba	*****
WA	*****	*****	*****	All prior wage credits canceled <u>3/</u>
WV	*****	*****	+ 30 days in covered work	*****

1/ Reserved

2/W means wk. of discharge and WF means wk. of filing claim. Applies to other than most recent separation from bona fide work only if ER files timely notice alleging disqualifying act, AL. Disqualification applicable to other than last separation, as indicated: from beginning of BP, LA and OH if unemployed because of dishonesty in connection with employment; within 1 yr. preceding a claim, MO. No days of unemployment deemed to occur for following 12 months if claimant is convicted or signs statement admitting act which constitutes a felony in connection with employment, NY. Any remuneration paid to the claimant by the affected ER prior to loss of employment due to the criminal act may not be used to establish entitlement to a subsequent, valid claim, NY. Reduction or forfeiture of benefits applicable to either most recent work or last 30-day employing unit, WV.

3/If discharged for assault or for theft at \$100 or less, +12 x wba; if discharged for property loss or damages up to \$2,000, theft over \$100, sabotage or embezzlement, +16 x wba, GA. If discharged for intoxication or use of drugs which interferes with work, 4-26 wks.; for arson, sabotage, felony, or dishonesty, all prior wage credits canceled, NH. If discharged for assault, arson, sabotage, grand larceny, embezzlement or wanton destruction of property in connection with work, claimant shall be denied benefits based on wages earned from that employer if admitted in writing or under oath or in a hearing of record or has resulted in a conviction, NV. If discharged for a felony or gross misdemeanor of which convicted or has admitted committing to a competent authority and is work connected all base year credits earned in any employment prior to discharge shall be canceled, WA.

4/Benefit rights held in abeyance pending result of legal proceedings; if gross misconduct constitutes a felony or misdemeanor and is admitted by the individual or has resulted in conviction in a court of competent jurisdiction, IL and IN.

5/Option taken by the agency to cancel all or part of wages depends on seriousness of misconduct. Only wage credits canceled are those based on work involved in misconduct.

6/Claimant may be eligible for benefits based on wage credits earned subsequent to disqualification.

7/In MD an individual can also be disqualified for aggravated misconduct.